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In re PATENT APPLICATION of

Inventor(s) HAN et al.

Appln. No. 09/069,847

series code ↑ ↑ serial no.

Filed: April 30, 1998

Group Art Unit: 1634

Examiner: J. FREDMAN

Atty. Dkt. PM 279151

M#

TITLE: FLUOROMETRIC ASSAY FOR
DETECTING NUCLEIC ACID
CLEAVAGE

Date: February 5, 2004

Name or type of signed paper being transmitted:

Response to Notice of Non-Compliant Amendment Under 37 C.F.R. § 1.121(h)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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HAN ET AL.

Confirmation Number: 3819

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February 5, 2004

**RESPONSE TO NOTICE OF NON-COMPLIANT
AMENDMENT UNDER 37 C.F.R. § 1.121(h)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the official action (notice of non-compliant amendment) mailed on February 2, 2004. The notice of non-compliant amendment indicates that the amendment and response filed on January 16, 2004 did not contain a complete listing of all of the claims, including the text of all pending and withdrawn claims, and that the claims were not presented in ascending numerical order. The applicants believe that the problems identified by the notice result from the applicants' inadvertent failure to note that claims 1 through 65 are cancelled. Accordingly, the applicants attach a new amendment section in compliance with 37 C.F.R. § 1.121.